IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

WP(C).No. 202 of 2007(Y)

PETITIONER:

TRESA JESSY K.P., KALATHUNKAL HOUSE,
NOW RESIDING AT KAVALAKKAL HOUSE,
MILLUPADY, MUPPATHADAM, ALUVA-10.

BY ADV. SRI.M.MOHAMED NAVAZ
SRI.T.P.SAJAN

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
SECRETARY TO GOVERNMENT, EDUCATION DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. DISTRICT EDUCATIONAL OFFICER,
O/O. THE D.E.O., ERNAKULAM.

3. DISTRICT EDUCATIONAL OFFICER,
O/O.THE D.E.O., CHERTHALA.

4. THE GENERAL MANAGER,
CORPORATE EDUCATIONAL AGENCY,
DIOCES OF KOCHI, THOMPPUMPADY,
KOCHI-682 005.

5. JOSEPH SIJO T.K.,
THAIPPADATH HOUSE, KANNAMALI P.O.,
KOCHI-682 008.

6. JEROME JOSE K.V.,
KONOTHPARAMBIL, EDAKOCHI, KOCHI-682 006.

BY ADV. SRI.P.K.RAVISANKAR
SRI.V.A.MUHAMMED
SRI.K.E.HAMZA
SRI.V.J.JOHN
SRI.GEORGE KARITHANAM VARGHESE
SRI.C.I.ABRAHAM
GOVERNMENT PLEADER SMT. M.R. SREELATHA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 29/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO.202/07

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. COPY OF THE ORDER BEARING NO. B2/2005 DT. 27.10.05.

EXT.P2. COPY OF THE ORDER DT. 27.10.05 ISSUED BY THE 2ND RESPONDENT

EXT.P3. COPY OF THE LETTER DT. 23.05.06

EXT.P4. COPY OF THE COMMUNICATION DT. 27.5.06

EXT.P5. COPY OF THE SAID REPRESENTATION DT. 3.6.06

EXT.P6. COPY OF THE INCOME CERTIFICATE ISSUED BY THE VILLAGE OFFICER, CHELLANAM

EXT.P7. COPY OF THE INCOME CERTIFICATE ISSUED BY THE VILLAGE OFFICER, KADUNGALOOR

EXT.P8. COPY OF THE REPRESENTATION DT. 5.6.06

EXT.P9. COPY OF THE REPRESENTATION DT. 3.6.06

EXT.P10. COPY OF THE ORDER NO. B3/5468/066 Dis. DT. 20.10.06

EXT.P11. COPY OF THE REPRESENTATION DT. 22.10.06

EXT.P12. COPY OF THE LETTER DT. 18.10.05 ISSUED BY THE 2ND RESPONDENT

EXT.P13. COPY OF THE REPRESENTATION DT. 24.10.05

EXT.P14. COPY OF THE ACKNOWLEDGEMENT CARD

EXT.P15. COPY OF THE COVER

EXT.P16. COPY OF THE REPRESENTATION DT. 21.05.06

EXT.P17. COPY OF THE ACKNOWLEDGEMENT CARD

EXT.P18. COPY OF THE APPLICATION SUBMITTED BY THE PETITIONER BEFORE THE 3RD RESPONDENT

RESPONDENT'S EXHIBITS:

EXT.R2(a). COPY OF ORDER NO.B3-5907/06/K.Dis DT. 9.2.07

EXT.R4(c). COPY OF THE APPLICATION DT. 20.2.97 SUBMITTED BY THE PETITIONER

EXT.R4(d). COPY OF THE LETTER DT.2.5.06 ISSUED BY THE 4TH RESPONDENT TO THE PETITIONER

EXT.R4(e). COPY OD THE ORDER DT. 9.2.07 ISSUED BY THE 2ND RESPONDENT

EXT.R6(a). COPY OF THE LIST OF PERMANENT APPOINTMENTS

/TRUE COPY/

PA TO JUDGE.

A.K. BASHEER, J.

W.P.(C). NO. 202 OF 2007

Dated this the 29th day of June, 2007

J U D G M E N T

Petitioner claims the benefit of Rule 51 B Chapter XIV A KER in this writ petition.

2. However, in view of the intervening development, it is not necessary to refer to the various contentions raised by the petitioner in support of the above claim. It is brought to my notice that petitioner has been appointed by the Manager as HSA (Malayalam) in St. George's High School, Thankey, with effect from June 27, 2007 against the vacancy of Smt. E.T. Mary HSA (Malayalam), who retired from service on March 31, 2007. The order passed by the Corporate Educational Agency in this regard, bearing No.B2/1(a)/07 dated June 26, 2007, has been made available for perusal.

In view of the above intervening development, no further orders are necessary other than directing the controlling officer concerned, to pass appropriate orders approving the appointment of not only the petitioner, but also of all other teachers of the school approval for which has been withheld in view of the pendency of the claim made by the petitioner, if there is no other legal impediment.

The writ petition is disposed of in the above terms.

A.K. BASHEER, JUDGE

vps

A.K. BASHEER, JUDGE

OP NO.20954/00

JUDGMENT

1ST MARCH, 2007